

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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JEC II, LLC,

Plaintiff,

v.

HUDSON RIVER RESTAURANT GROUP, LLC

Defendant.  
----- X

Civil Action No. 1:08-cv-02970 (DAB)  
ECF CASE

**MOTION TO FILE AMENDED COMPLAINT – ON CONSENT**

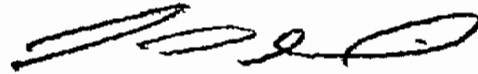
Plaintiff herein moves pursuant to Rule 15(a), Federal Rules of Civil Procedure, and pursuant to the Court's Memo Endorsed Letter of June 24, 2008, and after defendant Hudson River Restaurant Group's answer has been filed, to amend its Complaint to remove the John and Jane Doe defendants from the action, without prejudice to plaintiff's ability to later re-amend the complaint after some discovery to assert claims against individuals plaintiff believes were the knowing, moving, active, conscious force(s) responsible for plaintiff's infringing activities.

Plaintiff's below signed counsel has received the consent of defendant's counsel, Bennett Last, Esq., to file its amended complaint.

A copy of the proposed First Amended Complaint is attached hereto as Exhibit A.

Respectfully submitted,

KAPLAN GILMAN GIBSON & DERNIER LLP  
Attorneys for Plaintiff  
900 Route 9 North, Ste 504  
Woodbridge, NJ 07095  
(732) 634-7634



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Michael R. Gilman (MG 7608)

SO ORDERED, this 3 day of July, 2008.



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Judge Deborah A. Batts  
United States District Judge